

RULE 19

Discovery

- A. **Generally.** Unless otherwise ordered by the Commission, the following shall govern discovery in proceedings before the Commission of Industrial Relations.
- B. **Limitation of Discovery.** Each party shall be permitted only one set of interrogatories, requests for admissions, and requests for production of documents, unless otherwise ordered by the Hearing Commissioner. Discovery by oral deposition is not allowed.
- C. **Filing of Discovery.** Interrogatories, answers to interrogatories, requests for admissions and responses to requests for admissions, and requests for production of documents and responses to requests for production of documents shall not be filed with the Clerk nor served upon Commission members unless or until a ruling concerning answer or failure to answer is necessary, if the party concerned decides to use certain interrogatories and answers and/or requests and responses at trial, the interrogatories and answers and/or requests and responses shall be presented and marked at the time of pretrial as provided in these rules.
- D. **Time of Service of Discovery.** Petitioner's interrogatories, requests for admissions, and/or requests for production of documents shall be served at the time its petition is filed. Respondent's interrogatories, requests for admission, and/or requests for production of documents shall be served at the time its responsive pleading is filed. Any other party shall serve its interrogatories, requests for admission, and/or requests for production of documents at the time it files its first pleading.
- E. **Responses to Discovery.**
1. Each party shall serve answers to interrogatories and responses to requests for admissions and production of documents upon the inquiring party within 35 days of the filing date of the petition.
 2. In preparing answers to interrogatories and responses to requests for admissions and production of documents, the answering party shall type the question or request and then the answer or response so that a single document contains both the questions or requests and the answers or responses.
- F. **Objections to Discovery.** In preparing objections to interrogatories, requests for admissions, or requests for production of documents, the objecting party shall type the question or request and then the objection and the basis for the objection so that a single document contains the question or request and the objection thereto.
- G. **Rulings on Discovery.** In order to curtail undue delay in proceedings before the Commission, all motions for discovery, motions to compel answers to interrogatories, motions for production of documents, and objections to interrogatories and objections to requests for admissions shall be ruled upon without argument, unless otherwise ordered by the Commission.

H. **Showings Required for Rulings on Discovery.** No matter referred to in subsection G hereof shall be considered by the Commission unless the moving party, as part of its motion, makes a written showing that after personal consultation with opposing counsel and sincere attempts to resolve differences, the parties are unable to reach an accord. The showing shall additionally contain the date, time and place of each such conference, and the names of all such persons participating.

I. **Completion of Discovery.** All discovery must be completed before the date of the pretrial conference, unless permission is given by the Commissioner for later discovery.

J. **Rules of Discovery.** Except as to the extent modified above, the rules of discovery promulgated by the Supreme Court shall apply.